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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

FITNESS INTERNATIONAL, LLC

Plaintiff,

-vs-

LEAH ALSPAUGH and DOES 1
through 50, inclusive,

Defendant.

Case No.: 8:22-CV-01800-DOC-DFM

**FITNESS INTERNATIONAL, LLC’S
FURTHER BRIEF RE: LEAH
ALSPAUGH’S CONTINUING
VIOLATIONS OF THE COURT’S
PERMANENT INJUNCTION**

Plaintiff FITNESS INTERNATIONAL, LLC (hereinafter “Fitness”) respectfully submits the following further supplemental brief regarding defendant LEAH ALSPAUGH’s (hereinafter “Alspaugh”) continuing violations of the Permanent Injunction entered by this Court on May 8, 2023. [Dkt. 81.]

I. ALSPAUGH HAS THREATENED TO KILL A FITNESS EMPLOYEE

On December 21, 2024, Fitness employee, Warren McGee received two telephone calls from Alspaugh in which Alspaugh purported to give Mr. McGee instructions regarding LA Fitness club operations. Mr. McGee informed Alspaugh that he was hanging up on her. After doing so, Mr. McGee received the following voicemail message from Alspaugh:

Hi, my name is Leah Alspaugh. I'm calling to tell you that **I'm going to beat the living shit out of you**, you fucking gook lover, you fucking Indian (?) lover motherfucking lying piece of shit. You do not work for LA Fitness, you stole my phone, my Cisco phones out of the La Habra club, you tried to, tried to solicit it into the fucking Long beach club, and then you tried to solicit it into another one. Some fucking Jewish guy named Shapiro that lives in fucking uh trying to crash everything to Hong Kong. **You stupid terrorist motherfucker I'm gonna kill you.** [Emphasis added]

Below is a link to Alspaugh's threatening voicemail message:

[\\Capp-295\yasl\\$\Users\cdemetruis_yokasmit\Desktop\audio.mp3](\\Capp-295\yasl$\Users\cdemetruis_yokasmit\Desktop\audio.mp3)

Fitness reported the threat to the Irvine Police Department, case no. 21-14314. [Declaration of Mindy Stokesberry, at ¶2.] In addition, counsel for Fitness reported the threat to the district attorney who is handling a separate, unrelated felony complaint against Alspaugh wherein Alspaugh is accused of attempting to steal property from a family in Newport Beach. [De Metruis Decl., at ¶2.]

II. ALSPAUGH CONTINUING TRESPASS AND HARASSMENT OF FITNESS PERSONNEL

On or about November 20, 2024, Alspaugh called one of Fitness' district operations manager, Letty Meza, and informed Ms. Meza that she was the owner of LA

1 Fitness, and claimed the staff in the La Habra club has her mail and she wanted it back.
2 Ms. Meza informed Alspaugh that Alspaugh was not permitted to be in any Fitness'
3 clubs, and further informed Alspaugh that Fitness does not have anything that belonged
4 to her. [Stokesberry Decl., at ¶3.]

5 On or about November 21, 2024, Alspaugh telephoned Mr. McGee, and
6 informed him to remove certain equipment from the La Habra club, and to fire everyone
7 from the corporate office. Below is a link to Alspaugh's November 21, 2024 voicemail
8 message.

9 [\\Capp-295\yasl\\$\Users\cdemetruis_yokasmit\Desktop\Alspaugh\audio.mp3](\\Capp-295\yasl$\Users\cdemetruis_yokasmit\Desktop\Alspaugh\audio.mp3)

10 [Stokesberry Decl., at ¶ 4.]

11 On or about November 21, 2024, Alspaugh purchased an on-line membership
12 at Fitness' Yorba Linda club, which was immediately cancelled by Fitness. [Stokesberry
13 Decl., at ¶5.]

14 On November 26, 2024, Alspaugh went to the La Habra club and attempted to
15 enter using the membership agreement she purchased. She was informed that her
16 membership had been revoked. She then stated she would go to the Long Beach club
17 and left. [Stokesberry Decl., at ¶6.]

18 Finally, Alspaugh continues to send numerous, nonsensible and harassing
19 emails to Fitness' Vice President of Human Recourses, Mindy Stokesberry. Attached to
20 the concurrently-filed Declaration of Ms. Stokesberry are over 40 emails received in
21 December 2024 alone. [Stokesberry Decl., at ¶7 and **Exhibit A** attached thereto.]

22 **III. ALSPAUGH'S THREATS AGAINST FITNESS' COUNSEL**

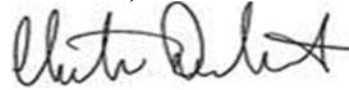
23 In addition to threatening Fitness employees, Alspaugh also has threatened
24 Fitness' counsel, as well. On November 21, 2024, Alspaugh called Fitness' counsel,
25 Christine De Metruis of Yoka Smith LLC, and left a message stating that she was filing
26 a complaint against Ms. De Metruis for stealing money from LA Fitness, and that she
27 would kick Ms. De Metruis' ass if she sees her again. Shortly after leaving that message
28 with the receptionist at Yoka Smith Ms. Alspaugh sent two emails to Ms. De Metruis'

1 assistant, Cecila Solis, accusing Yoka Smith of stealing money and of rape. [De Metruis
2 Decl., at ¶4 and **Exhibit A** attached thereto.]

3 Alspaugh's recent communications represent a clear threat to the health and
4 safety of Fitness' personnel. As such, Fitness respectfully requests that the Court enforce
5 the Permanent Injunction, hold Alspaugh in contempt of court, and issue a bench warrant
6 for her arrest for her flagrant and repeated violations of the Permanent Injunction.

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8 DATED: December 27, 2024

YOKA | SMITH, LLP



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10 BY: _____

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13 Attorneys for Plaintiff, FITNESS
14 INTERNATIONAL, LLC
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